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5 UNITED STATES DISTRICT COURT
6 WESTERN DISTRICT OF WASHINGTON
7 AT SEATTLE

8 JUAN MAGANA-GUZMAN,

9 Petitioner,

10 v.

11 UNITED STATES OF AMERICA,

12 Respondent.

Case No. C17-1445RSL

ORDER DIRECTING THE
UNITED STATES TO
ANSWER § 2255 PETITION

13 This matter comes before the Court on Petitioner's "Motion to Vacate, Set Aside,
14 or Correct Sentence Pursuant to § 2255" (Dkt. # 1). After a preliminary review of the
15 motion, the Court ORDERS as follows:

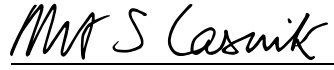
16 (1) Within forty-five (45) days of the date of this order, the United States shall
17 file and serve an Answer in accordance with Rule 5 of the Rules Governing Section
18 2255 Cases in United States District Courts. As part of its Answer, the United States
19 shall state its position as to whether an evidentiary hearing is necessary, whether any
20 discovery is necessary, whether there is any issue as to abuse or delay under Rule 9, and
21 whether Petitioner's motion is barred by the statute of limitations.

22 (2) On the face of its Answer, the United States shall note this matter for the
23 fourth Friday following the filing of its Answer, and the Clerk shall note the matter on
24 the Court's docket accordingly. Petitioner may file a Reply to the Answer no later than
25 that noting date.

26 The Clerk shall direct a copy of this Order to Petitioner.

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DATED this 28th day of September, 2017.

Handwritten signature of Robert S. Lasnik in black ink.

Robert S. Lasnik
United States District Judge